

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Jul 29, 2019**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

CESAR EMMANUEL CABRERA-  
HOIL, VICTOR DANIEL CETINA-  
CHI, WILBERT ROSENDO CHAN-  
TUN, MAURICIO DE JESUS  
ESCOBEDO-GAMBOA, ANGEL  
LUIS GOMEZ-BE, and JORGE  
RAFAEL TZEK-PEREZ,

Defendants.

No. 2:19-CR-0073-JTR

ORDER RE: PRETRIAL MOTIONS

**THIS MATTER** came before the Court on July 11, 2019 for a hearing on pretrial motions. The United States was represented by Assistant U.S. Attorney Matthew F. Duggan. Defendants Cesar Emmanuel Cabrera-Hoil, Victor Daniel Cetina-Chi, Wilbert Rosendo Chan-Tun, Mauricio De Jesus Escobedo-Gamboa, Angel Luis Gomez-Be, and Jorge Rafael Tzek-Perez were not present and excused from attendance pursuant to FED. R. CRIM. P. 43. Each defendant's lawyer was present for the hearing.

For the reasons provided in open court, **IT IS HEREBY ORDERED:**

1. Defendant's motion to dismiss Count 1 of the Amended Information, **ECF No. 117, is DENIED.**

2. Defendant's motion to suppress statements, **ECF No. 118, is GRANTED, in part, and DENIED, in part.**

3. Any and all statements made by Defendant Victor Daniel Cetina-Chi are inadmissible and suppressed.

1           4. Any statements made by all Defendants prior to the Form 215  
2 interviews are deemed inadmissible and are suppressed.

3           5. With the exception of statements made by Defendant Cetina-Chi, any  
4 statements made by Defendants during the Form 215 interviews and thereafter  
5 during the administrative process interviews are admissible.

6           **IT IS SO ORDERED.** The District Court Executive is directed to enter this  
7 order and furnish copies to counsel.

8           DATED July 29, 2019.

A handwritten signature in black ink, appearing to be "M" or "Rodgers", is written above a horizontal line.

JOHN T. RODGERS  
UNITED STATES MAGISTRATE JUDGE